

Docket No. 87345.1682  
Application No. 10/614,198



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of :  
Michael SHEVELA : Confirmation No.: 6308  
Application No.: 10/614,198 : Group Art Unit: 3724  
Filed: July 8, 2003 : Examiner: Douglas D. Watts  
For: APPARATUS AND METHOD FOR REMOVING A COATING MATERIAL FROM  
TUBING

**TERMINAL DISCLAIMER PURSUANT TO 37 CFR 1.321(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned, on behalf of the petitioner, SPX CORPORATION, represents that the petitioner, SPX CORPORATION is the owner of the entire right, title and interest of U.S. Application No. 09/942,551, filed on August 31, 2001 for APPARATUS AND METHOD FOR REMOVING A COATING MATERIAL FROM TUBING by virtue of an Assignment from all of the inventors thereof executed on July 2, 2003, at Reel 014269, Frame 0482, now issued as U.S. Patent 6,615,493 as well as the entire right, title and interest in the above-captioned U.S. Application No. 10/614,198 by virtue of an Assignment from all of the inventors thereof executed on July 2, 2003, filed with the U.S. Patent and Trademark Office on July 8, 2003.

Petitioner hereby certifies that the above-mentioned Assignments have been reviewed and to the best of petitioner's knowledge and belief, title is in petitioner who is seeking to take this action.

Petitioner hereby disclaims the terminal part of any patent granted on the above-captioned U.S. Application No. 10/614,198 which would extend beyond the expiration of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,615,493, and hereby agrees that any patent so granted on the above-captioned U.S. Application No.

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10/614,198 shall be enforceable only for and during such period that the legal title to U.S. Patent 6,615,493 shall be the same as the legal title to said patent issuing from the above-captioned U.S. Application No. 10/614,198, this agreement to run with any patent granted on the above-captioned U.S. Application No. 10/614,198 and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-captioned U.S. Application No. 10/614,198 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,615,493 in the event that U.S. Patent 6,615,493 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a Reexamination Certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

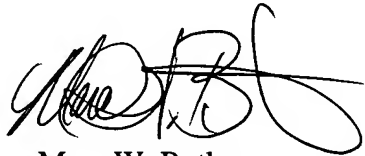
The undersigned whose signature and title appear below is empowered to act on behalf of petitioner.

Docket No. 87345.1682  
Application No. 10/614,198

I declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001, Title 18, of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

BAKER & HOSTETLER LLP

A handwritten signature in black ink, appearing to read 'Marc W. Butler', with a stylized flourish extending from the end.

Marc W. Butler  
Registration No. 50,219

Date: November 17, 2004

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